

TOWN OF BENNINGTON
PLANNING BOARD
Minutes of the Meeting- December 10, 2012

Present David McKenzie, Chairman
 Sam Cohen
 Jeffrey Rose, Ex- Officio

Guests Peter Martel

Chairman McKenzie called the meeting to order at 7:01 p.m.

Chairman McKenzie presented to the Board a letter from Ray D'Amante requesting amendments and clarifications to the November 12, 2012 Planning Board Minutes for the Dollar General hearing. The letter will be included in the Dollar General file.

- Item 1 requested the Minutes to reference and incorporate Jeffrey Rose's written comments. The Board voted to accept this change. Kristie LaPlante will be asked to forward those comments to the Planning Board Recording Secretary.
- Item 2 requested the Minutes to reference and incorporate David McKenzie's written comments. The Board voted to accept this change. Chairman McKenzie will email his written comments to the Planning Board Recording Secretary to be included in the Minutes.
- Item 3 requested the minutes to be expanded to reflect discussion and consensus by the Planning Board that the Dollar General use is permitted by right. Jeffrey Rose made a motion to amend the Minutes to say, "While no motion was made, it was the general consensus of those serving on the Board that commercial use is allowed in the Water Resource Protection Zone." Sam Cohen seconded the motion and all were in favor.

Chairman McKenzie called the continued Hearing for Dollar General to order at 7:16 p.m. There was no one from the public present.

Chairman McKenzie shared with the Board a letter from Ray D'Amante stating that Dollar General has suspended the Bennington project for the present time and would not be attending tonight's meeting. Sam suggested that the Board write a letter asking them to clearly state if they were asking for a continuance or if they were withdrawing their application.

Jeffrey Rose made a motion that since Dollar General did not request a continuance of the hearing, the Board interprets the suspension as a withdrawal of the Dollar General application and the Board would close the hearing for this application. Sam Cohen seconded the motion, all were in favor. The Board drafted a letter to Ray D'Amante regarding their decision.

Sam Cohen made a motion to close the Dollar General Hearing at 7:46 p.m. Jeffrey Rose seconded the motion and the Hearing was closed.

Peter Martel notified the Board that he has received a notice for the Taste of Texas case regarding the bill which is unpaid at this time.

The Board continued to look at the letter from Ray D'Amante regarding changes to the November 12, 2012 Minutes. The Board felt it was appropriate to amend the Minutes as suggested in items 4 through 10 in order to clarify the Minutes.

The Board began to review the December 3, 2012 Planning Board and Zoning Board of Adjustments minutes, but decided to postpone making any changes until both boards could meet together.

Chairman McKenzie notified the Board that he had received a paper copy of plans from the State for the Blanchard's subdivision dated November 8, 2012. The copy will be placed in the records.

The Board decided to not meet at their next regularly scheduled meeting, which would be December 24, 2012.

There being no other business at hand, the meeting was adjourned at 8:32 p.m.

Respectfully Submitted by

Karen Bartlett
Planning Board Recording Secretary